

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CITY OF SYRACUSE, NY; CITY OF SAN  
JOSE, CA; CITY OF CHICAGO, IL; CITY OF  
COLUMBIA, SC; EVERYTOWN FOR GUN  
SAFETY ACTION FUND; and EVERYTOWN  
FOR GUN SAFETY SUPPORT FUND,

*Petitioners,*

v.

BUREAU OF ALCOHOL, TOBACCO,  
FIREARMS AND EXPLOSIVES; REGINA  
LOMBARDO, in her official capacity as Acting  
Deputy Director of Bureau of Alcohol, Tobacco  
Firearms and Explosives; UNITED STATES  
DEPARTMENT OF JUSTICE; and WILLIAM  
BARR, in his official capacity as ATTORNEY  
GENERAL, U.S. Department of Justice,

*Defendants,*

and

ZACHARY FORT; FREDERICK BARTON;  
BLACKHAWK MANUFACTURING GROUP,  
INC.; and FIREARMS POLICY COALITION,  
INC.,

*Applicants in Intervention.*

No. 1:20-cv-06885-GHW

**NOTICE OF APPEAL**

Pursuant to Federal Rules of Appellate Procedure 3 and 4, notice is hereby given that Applicants in Intervention Zachary Fort; Frederick Barton; BlackHawk Manufacturing Group, Inc., d/b/a 80% Arms; and Firearms Policy Coalition, Inc. (“Applicants”) appeal to the United States Court of Appeals for the Second Circuit from this Court’s Memorandum Opinion and Order denying Applicants intervention as of right, pursuant to Federal Rule of Civil Procedure 24(a), or

in the alternative, permissive intervention, pursuant to Federal Rule of Civil Procedure 24(b) in the above-captioned matter, dated and entered January 2, 2021. ECF No. 83.

DATED this 29th day of January 2021.

Respectfully Submitted,

/s/ Cody J. Wisniewski

Cody J. Wisniewski\*

\*Admitted *Pro Hac Vice*

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 29, 2021, I electronically filed the foregoing with the Clerk of the Court using this Court's CM/ECF system, which will send notification to all counsel of record, pursuant to Fed. R. Civ. P. 5 and Local Civil Rule 5.2.

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